

JUN 29 2010

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN F. GORCORAN, CLERK  
BY:  DEPUTY CLERK

KENNETH EDWARD BARBOUR,  
Plaintiff,

v.

A. RABIES, et al.,  
Defendants.

) Civil Action No. 7:10-cv-00214  
)  
)  
)

) ORDER  
)

) By: Hon. James C. Turk  
) Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

**ORDERED**

the complaint is **DISMISSED without prejudice**, pursuant to 28 U.S.C. § 1915(g); it is  
**CERTIFIED** that an appeal of this order would not be taken in good faith, pursuant to 28 U.S.C.  
§ 1915(a)(3); and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum  
opinion to plaintiff.

ENTER: This 29<sup>th</sup> day of June, 2010.

  
Senior United States District Judge